

**REMARKS**

This is in response to the Notice of Non-Compliant Amendment dated June 29, 2005.

The Notice alleges that the claims "have not been presented in ascending numerical order." This allegation is incorrect. The pending claims have been numbered, in ascending order, from number 1 up to number 30 in the Amendment filed March 7, 2005. The numbering of the claims in the Amendment filed March 7, 2005 is entirely proper. The Notice of Non-Compliant Amendment is incorrect.

Moreover, the dependencies of respective claims have nothing to do with the numbering of claims in ascending order. See 37 C.F.R. § 1.126 and M.P.E.P. § 608.01(j). If the Examiner does not like claim 2 being dependent from claim 14, then the time to fix this is by Examiner's Amendment at the time of allowance as explained in 37 C.F.R. § 1.126.

For the reasons explained above, the Notice of Non-Compliant Amendment lacks merit and should be withdrawn. The Amendment filed March 7, 2005 should be considered and subjected to examination. If any minor matter remains to be resolved, the Examiner is invited to telephone the undersigned with regard to the same.

Respectfully submitted,

**NIXON & VANDERHYTE P.C.**

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